

MILO W. SNIDER

IBLA 77-492

Decided November 25, 1977

Appeal from the decision of the Eastern States Office, Bureau of Land Management, rejecting simultaneous oil and gas lease offer ES 17147.

Affirmed.

1. Oil and Gas Leases: Applications: Generally -- Oil and Gas Leases:  
Applications: Drawings

An unsigned and undated drawing entry card filed in the simultaneous oil and gas leasing procedures must be rejected.

APPEARANCES: Milo W. Snider, pro se.

OPINION BY ADMINISTRATIVE JUDGE STUEBING

Milo W. Snider (appellant) has appealed from a decision dated July 14, 1977, of the Eastern States Office of the Bureau of Land Management, which rejected his drawing entry card offer ES 17147, which had been drawn first in the April 1977 simultaneous filing procedures. 43 CFR Subpart 3112. The card was rejected because it was neither signed nor dated.

Section 3112.2-1(a) of 43 CFR requires that each drawing entry card must be signed and fully executed by the applicant. Appellant concedes that he omitted his signature and the date on the drawing card through oversight. He asserts that it was an understandable oversight, and that he could have signed it after the drawing if he had been notified of his omission.

[1] It is well settled that failure to sign the drawing entry card compels the rejection of the lease offer. The Board has consistently held that a drawing entry card which does not satisfy the mandatory requirements of the regulations must be rejected. Entry

cards which are not signed or dated must be rejected. John Willard Dixon, 28 IBLA 295 (1976); Frank De Jong, 27 IBLA 313 (1976); Herbert W. Schollmeyer, 25 IBLA 393 (1976); John R. Mimick, 25 IBLA 107 (1976).

Nor could appellant properly cure the defects of his offer card by signing and dating it after it was rejected. An applicant whose simultaneous oil and gas entry card is rejected because of a defect in his completion of entry card cannot thereafter cure the defect by submitting a corrected entry card or correcting the original. Raymond F. Kaiser, 27 IBLA 373 (1976); Ballard E. Spencer Trust, Inc., 18 IBLA 25 (1974), aff'd B.E.S.T., Inc. v. Morton, 544 F.2d 1067 (10th Cir. 1976).

Therefore, pursuant to the authority delegated to the Board of Land Appeals by the Secretary of the Interior, 43 CFR 4.1, the decision appealed from is affirmed.

Edward W. Stuebing  
Administrative Judge

We concur:

Joseph W. Goss  
Administrative Judge

Frederick Fishman  
Administrative Judge

